(4)

C.S.1001 SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 1524 /2005

PETITIONER : Smt. Vijaya Ottalwar, W/o Shri V.C.Ottalwar, aged 55 years, Occupation-Service presently posted as Principal in Lal Bahadur Shastri Higher Secondary School, Bilaspur, r/o Behind Congress Bhawan, Tilak Nagar, Bilaspur (C.G.)

-VERSUS-

RESPONDENTS :

1. State of Chhattisgarh through Secretary, Department of Local Self Government, D.K.S.Bhavan, Raipur (C.G.)

2. Special Secretary, Department of Environment and Urban Development, Room No. 237, Mantralaya, D.K.S.Bhavan, Raipur.

3. Municipal Corporation, Bilaspur through its Commissioner, Bilaspur (C.G.)

4. Commissioner, Municipal Corporation, Bilaspur (C.G.)

P.R. No. 1497/05
Presented by Sri H.K. Singh
dated 04.04.05

26/4/05

WRIT UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDERS OR DIRECTION.

(123)

HIGH COURT OF CHHATTISGARH AT BILASPUR
W. P. No. 1524 of 2005

Petitioner — Smt. Vijaya Ottalwar

Versus

Respondents — State of Chhattisgarh & others

SB: Hon'ble Mr. Justice Satish K. Agnihotri, J

Shri Rajeev Shrivastava, counsel for the petitioner.

Smt. Anju Ahuja, Deputy Government Advocate for the respondents No. 1 and 2/State.

Shri A.S. Kachhawaha, counsel for the respondents No. 3 and 4.

ORDER

(Passed on 12th Day of December, 2006)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. Learned counsel appearing for the petitioner submits that the facts and questions of law involved in the present petition are squarely covered by the order dated 3rd January, 2006 passed by this Court in the case of Smt. Anjum Ishaque Vs. Municipal Corporation, Bilaspur and others in W.P. No. 1079 of 2002, whereby the respondents was directed to hold a D.P.C. as on the date when the petitioner became entitled to be considered for promotion to the post of the Principal.

(124)

2. Learned counsel appearing for the respondents-Corporation does not dispute the facts, as stated by the petitioner.

3. The respondents-Corporation preferred the Special Leave Petition before Hon'ble the Supreme Court against the order dated 3rd January, 2006 passed by this Court in W.P. No. 1079 of 2002 (Smt. Anjum Ishaque Vs. Municipal Corporation, Bilaspur and others), being S.L.P. (C) No. (s) 5895/2006, which was dismissed by Hon'ble the Supreme Court on 10.4.2006.

4. The writ petition is accordingly disposed of in the terms of the order dated 3rd January, 2006 passed by this Court in W.P. No. 1079 of 2002 (Smt. Anjum Ishaque Vs. Municipal Corporation, Bilaspur and others). The petitioner is at liberty to make a representation with regard to other reliefs, if so advised, in accordance with law. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Bablu